IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Writ Petition No. 968(S/S) 2007

Manohar Lal Joshi S/o Sri Vishram Dutt Joshi,
Resident of Shivaji Nagar, Rishikesh,
District Dehradun. --------Petitioner.

Vs.

1. State of Uttarakhand through its Secretary,
   School Education Dehradun,
2. Director School Education State of Uttarakhand,
   Pauri Garhwal,
3. Addl. District Education Officer (Basic),
   Pauri Garhwal. -------Respondents.

Sri I.P. Gairola, learned Counsel for the petitioner and
Sri Paresh Tripathi, learned Standing Counsel for the State of Uttarakhand.

Hon'ble M.M. Ghildiyal, J.

Heard Sri I.P. Gairola, learned Counsel for the petitioner and Sri Paresh Tripathi, learned Brief Holder for State of Uttarakhand/respondents.

By means of this writ petition, the petitioner has challenged the transfer order dated 29.06.2007 (annexure no. 2 so far as it relates to the petitioner) passed by Addl. District Education Officer (Basic) Pauri Garhwal/respondent no. 3, by which, the petitioner who is working as Headmaster in Junior High School, Heerakhal (Yamkeshwar Block), district Pauri Garhwal has been transferred to Junior High School, Rains, Block Dwarikhal.

The petitioner has challenged the impugned transfer order on the ground that he has joined in the present place on 13.03.2007 i.e. 4 months back and within a short span of 4

months he has again been transferred; that the petitioner has already served in dis-comfortable/most dis-comfortable areas for about 17 years and by the impugned order he has again been transferred to most dis-comfortable area; the petitioner is posted in the very Institution against the clear vacancy and lastly the petitioner is not in the range of transfers.

The petitioner may prefer representation before the Addl. District Education Officer (Basic), Pauri Garhwal/respondent no. 3, raising all his grievances, within a period of one week from today. In case, the petitioner complies with the orders of this Court, the Addl. District Education Officer (Basic), Pauri Garhwal is directed to take decision on the representation of the petitioner within a period of two weeks from the date of production of a certified copy of this order alongwith the representation.

With these directions, the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

July 27, 2007:
NCM: